

Article 6: Collection, Transportation and Disposal of Refuse and Solid Waste**Division 4: Collection of Recyclable Materials****§66.0401 Ownership of Recyclable Material**

Once recyclable material is placed in a designated container for such purpose at a designated recycling collection location for collection by The City of San Diego or its authorized agent, they shall become the property of The City of San Diego or its authorized agent.

(Amended 11-10-1998 by O-18601 N.S.)

§66.0402 Unauthorized Collection Prohibited

It shall be unlawful for any person other than the owner or person authorized by law or the City Manager to collect refuse or recyclable material as defined in Section 66.0102, to rummage in, disturb, interfere, or remove refuse or recyclable material from officially designated refuse and recyclable containers.

(Amended 11-10-1998 by O-18601 N.S.)

§66.0403 Right of Individual to Dispose of Recyclable Material

Nothing in this Article shall limit the right of an individual person, organization or other entity to donate, sell or otherwise dispose of recyclable material, provided that any such disposal is in accordance with the provisions of this chapter or of other law.

(Retitled to "Right of Individual to Dispose of Recyclable Material" and amended 11-10-1998 by O-18601 N.S.)

§66.0404 Enforcement - Authority

The Director of the Environmental Services Department and designees shall have the authority to enforce the provisions of this Article and to arrest any person without a warrant for a violation of this Article or other provisions of law which the Director or designee has a duty to enforce, when committed in their presence, and to issue a notice to appear pursuant to Penal Code section 836.5.

(Amended 11-10-1998 by O-18601 N.S.)

§66.0405 Civil Action by Authorized Recycling Contractor or City

Nothing in this Division shall be deemed to limit the right of an authorized agent or the

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City to bring a civil action against any person who violates this chapter, nor shall a conviction for such violation exempt any person from a civil action brought by an authorized recycling contractor or the City.

(“Civil Action by Authorized Recycling Contractor or City” added 3-6-1989 by O-17258 N.S.)

§66.0406 Segregation of Recyclable Materials

It is unlawful for any person to deposit refuse, hazardous substance, hazardous waste, medical waste, or green material in containers designated for the collection of recyclable materials.

(“Segregation of Recyclable Materials” added 11-10-1998 by O-18601 N.S.)